

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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AVROHOM P. FRIED,  
on behalf of himself and the class,

Plaintiff,

-vs.-

THE BANK OF CASTILE,

Defendant.

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**NOTICE OF MOTION  
ON CONSENT OF ALL  
PARTIES TO EXTEND  
DEFENDANT'S TIME TO  
ANSWER OR  
OTHERWISE MOVE**

Civil Action No.:  
12cv00624

**PLEASE TAKE NOTICE** that upon the accompanying Declaration of James P. Nonkes, the undersigned hereby moves this Court for an Order to extend defendant's time to answer or otherwise move to October 5, 2012.

**PLEASE TAKE FURTHER NOTICE** that all parties have consented to the modification of the deadline for Defendant the Bank of Castile to answer or otherwise move in response to Plaintiff's complaint, which was filed on July 3, 2012, to October 5, 2012.

**PLEASE TAKE FURTHER NOTICE** that Defendant does not request oral argument on this motion and states its intention to file and serve reply papers only if necessary.

Dated: Buffalo, New York  
September 4, 2012

Respectfully submitted,

HARRIS BEACH PLLC

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